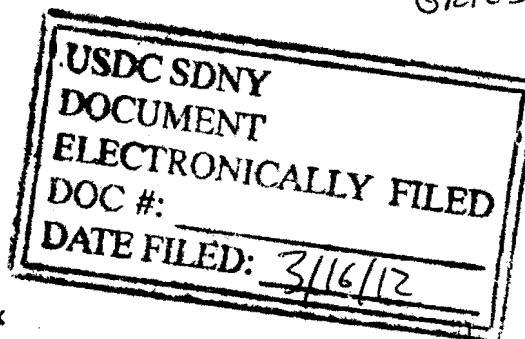


GREGORY, J



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
ELENDOW FUND, LLC,

Plaintiff,

-against-

10 CV 9061 (TPG)

ECF CASE

Electronically Filed

RYE SELECT BROAD MARKET XL FUND, :  
L.P., RYE INVESTMENT MANAGEMENT, :  
TREMONT CAPITAL MANAGEMENT :  
INC., TREMONT GROUP HOLDINGS, INC., :  
TREMONT PARTNERS, INC., :  
MASSMUTUAL LIFE INSURANCE CO., :  
MASSMUTUAL HOLDINGS LLC, :  
OPPENHEIMER ACQUISITION :  
CORPORATION, RUPERT ALLAN, JIM :  
MITCHELL and ROBERT SCHULMAN, :

Defendants.

-----X  
**STIPULATION AND [PROPOSED] ORDER**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the parties hereto, as follows:

1. The time for Defendants Massachusetts Mutual Life Insurance Co., MassMutual Holding LLC, Oppenheimer Acquisition Corp., Tremont Group Holdings, Inc., Tremont Partners, Inc., Rye Investment Management, Tremont Capital Management, Inc., Robert Schulman, Rupert Allan and Jim Mitchell (the "Defendants") to answer, move against or otherwise respond to plaintiff's first amended complaint shall be and hereby is adjourned from February 6, 2012, to February 8, 2012.

2. Plaintiff's time to oppose the Defendants' motion(s) to dismiss the amended complaint, if any, shall be and hereby is adjourned from February 29, 2012, to March 2, 2012.

3. The Defendants' time to file replies in further support of their motions to dismiss, if any, shall be and hereby is adjourned from March 20, 2012, to March 22, 2012.

The Court has granted one previous adjournment in this action, totaling four days.

Dated: New York, New York  
February 6, 2012



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*Attorneys for Defendants  
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Company and MassMutual Holding LLC*

**SO ORDERED**

*Thomas P. Griesa 3/16/12*

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Hon. Thomas P. Griesa  
United States District Court Judge

*J*